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January 10, 2002

**Box CPA**  
Commissioner for Patents  
Washington, DC 20231

Re: Attorney Docket No.: JHU1300-4

This paper is a request for a Continued Prosecution Application under 37 C.F.R. § 1.53(d) of:

**Applicants** : David Sidransky and Stephen Baylin  
**Title** : METHOD OF DETECTION OF NEOPLASTIC CELLS  
**Prior U.S. Application No.** : 09/225,904  
**Filing Date** : January 5, 1999  
**Attorney Docket No.** : JHU1300-4

The prior application was complete as defined by 37 C.F.R. § 1.51(b).

This request for a CPA is the reference to the prior application noted above as required by 35 U.S.C. § 120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein. The prior application is currently on Appeal. Please enter the Preliminary Amendment submitted herewith.

The prior application is assigned of record to JOHNS HOPKINS UNIVERSITY SCHOOL OF MEDICINE, by virtue of an Assignment submitted to the Patent and Trademark Office for recording on October 16, 1995 at Reel No. 7678 and Frame No. 0671.

<b>CERTIFICATION UNDER 37 CFR §1.10</b> "EXPRESS MAIL" Mailing Label Number: <b>EY 016 236 962 US</b> Date of Deposit: <b>January 10, 2002</b>
Thereby certify that this correspondence is being deposited with the United States Postal Service as " <b>Express Mail Post Office to Addressee</b> " with sufficient postage on the date indicated above and is addressed to: Box CPA, Commissioner for Patents, Washington, DC, 20231
Aldon Griffiths (Name of Person Mailing Paper)

**GRAY CARY WARE & FREIDENRICH LLP**

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Please send all correspondence to:

**Lisa A. Haile, J.D., Ph.D.**  
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San Diego, CA 92121-2133  
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Facsimile: (858) 677-1465

Respectfully submitted,

**GRAY CARY WARE & FREIDENRICH LLP**

January 10, 2002



Lisa A. Haile, J.D., Ph.D.  
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Telephone: (858) 677-1456  
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LAH/RJI:ag  
Enclosures

**GRAY CARY WARE & FREIDENRICH LLP**

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This request includes Three (3) sheets, and the following:

- Preliminary Amendment – Including Exhibit A (19 pages);
- Petition for One (1) Month Extension of Time (2 pages);
- Check No. 498375 in the amount of \$1,042.00; and
- Return Receipt Postcard.

The entire disclosure of the prior application is considered as being part of the disclosure of accompanying application and is incorporated by reference.

This application is entitled to large entity status.

The filing fee has been calculated as shown below:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	26-20	=	1	X	\$09	\$18	=	\$ .00	\$108.00
Independent Claims	4 - 3	=	1	X	\$42	\$84	=	\$ .00	\$ 84.00
Multiple Dependent Claims Presented: ___ Yes ___X___ No					\$140	\$280		\$ .00	\$ .00
					BASIC FEE			\$370.00	\$740.00
					TOTAL FEE				\$932.00

Enclosed is Check No. 498375 in the total amount of \$1,042.00; consisting of \$740.00 for the basic filing fee; \$108.00 for Six (6) additional claims over 20 total claims; \$84.00 for One (1) independent claim over 3 total independent claims; and \$110.00 for the One (1) month extension of time fee. Please apply any other required fees or any credits to Deposit Account No. 50-1355, referencing the attorney docket number shown above.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.